

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

CHRIS ST. CLAIR,
Plaintiff,

vs.

THE OFFICE SUPPLIERS, INCORPORATED,
a Nevada Corporation d/b/a Office Plus;
BRIANNA HIGGS, an individual; and DOES I-
X, inclusive,

Defendants.

Case No.: 3:18-cv-0401-LRH-CBC

**STIPULATION AND ORDER TO EXTEND TIME FOR PLAINTIFF TO
RESPOND TO DEFENDANTS' MOTION TO DISMISS
PLAINTIFF'S COMPLAINT [ECF No. 8] -Second Request**

COMES NOW, Plaintiff, Chris St. Clair, by and through his counsel of record, Erickson, Thorpe & Swainston, Ltd., and Thomas P. Beko, Esq., and Defendants, The Office Suppliers, Incorporated, and Brianna Higgs, by and through their counsel of record, Holland & Hart LLP, and Dora V. Lane, Esq., and hereby agree and jointly stipulate that the Plaintiff, Chris St. Clair, shall have to and until November 9, 2018, within which to file his response to Defendants' Motion to Dismiss Plaintiff's Complaint (filed October 1, 2018 [ECF No. 8]), which response is currently due on October 29, 2018. (Per Order [ECF No. 12]).

Counsel for plaintiff seeks this extension based upon the press of other matters. As was noted in the First Request for extension, the plaintiff's counsel was preparing a brief on an appeal before the Nevada Supreme court and unfortunately, this process took far more

1 time than was initially expected. In addition, the undersigned was recently retained on two
2 separate matters involving aviation accidents, as well as a multi-state class action suit, all of
3 which have presented issues which require immediate attention. Because of these other
4 matters, the undersigned has not been able to respond to the pending motion to dismiss.
5 These issues were presented to the defendants' counsel who has graciously agreed to the
6 requested extension.

7 The undersigned certifies that this stipulation is entered into in good faith and not for
8 purposes of delay.

9 Dated this 26th day of October, 2018.

Dated this 26th day of October, 2018.

10 ERICKSON, THORPE & SWAINSTON,
11 LTD.

HOLLAND & HART LLP

12 By /s/ Thomas P. Beko
13 THOMAS P. BEKO, ESQ.
14 (NSB No. 2653)
P. O. Box 3559
Reno, NV 89502
Attorney for Plaintiff

By /s/ Dora V. Lane
DORA V. LANE, ESQ.
(NSB No. 8424)
5441 Kietzke Lane, Second Floor
Reno, NV 89511
Attorney for Defendants

17 **ORDER**

18 IT IS HEREBY ORDERED that plaintiff shall have an extension to file his response
19 to Defendants' Motion to Dismiss Plaintiff's Complaint [ECF No.8] up to and including
20 November 9, 2018.

21 IT IS SO ORDERED, *nunc pro tunc*.

22 DATED this 30th day of October, 2018.

23
24
25 
26 LARRY R. HICKS
27 UNITED STATES DISTRICT JUDGE
28